

PATENT COOPERATION TREATY

TRANSLATION

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

Date of mailing
(day/month/year) See Form PCT/ISA/210
(sheet 2)

Applicant's or agent's file reference

JCO113PCT

FOR FURTHER ACTION

See paragraph 2 below

International application No.

PCT/EP2004/014012

International filing date (day/month/year)

09.12.2004

Priority date (day/month/year)

05.01.2004

International Patent Classification (IPC) or both national classification and IPC

H02G1/08, B60J3/02, H01 R4/24

Applicant

JOHNSON CONTROLS INTERIORS GMBH & CO. KG

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☒ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☒ Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/IBP

Authorized officer

Facsimile No.

Telephone No.

WRITTEN OPINION OF THE
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Box No. I

Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐

This opinion has been established on the basis of a translation from the original language into the following language

_____, which is the language of a translation furnished for the purposes of international search (under Rule 12.3 and 23.1(b)).

2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:

a. type of material

☐

a sequence listing

☐

table(s) related to the sequence listing

b. format of material

☐

in written format

☐

in computer readable form

c. time of filing/furnishing

☐

contained in the international application as filed.

☐

filed together with the international application in computer readable form.

☐

furnished subsequently to this Authority for the purposes of search.

3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

4. Additional comments:

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Box No. III

Non-establishment of opinion with regard to novelty, inventive step and industrial applicability

The questions whether the claimed invention appears to be novel, to involve an inventive step (to be non obvious), or to be industrially applicable have not been examined in respect of:

☐ the entire international application

☒ claims Nos. 8

because:

☐ the said international application, or the said claims Nos. _____
relate to the following subject matter which does not require an international preliminary examination (*specify*):

☒ the description, claims or drawings (*indicate particular elements below*) or said claims Nos. 8
are so unclear that no meaningful opinion could be formed (*specify*):

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☐ the claims, or said claims Nos. _____ are so inadequately supported
by the description that no meaningful opinion could be formed.

☐ no international search report has been established for said claims Nos. _____

☐ the nucleotide and/or amino acid sequence listing does not comply with the standard provided for in Annex C of the Administrative Instructions in that:

the written form

☐ has not been furnished

☐ does not comply with the standard

the computer readable form

☐ has not been furnished

☐ does not comply with the standard

☐ the tables related to the nucleotide and/or amino acid sequence listing, if in computer readable form only, do not comply with the technical requirements provided for in Annex C-bis of the Administrative Instructions.

☐ See Supplemental Box for further details.

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Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	5, 7, 10, 11	YES
	Claims	1-4, 6, 9, 13-18	NO
Inventive step (IS)	Claims	5, 10, 11	YES
	Claims	1-4, 6, 7, 9, 13-18	NO
Industrial applicability (IA)	Claims	1-18	YES
	Claims		NO

2. Citations and explanations:

1 Reference is made to the following documents:

D1: DE 93 06 219 U1 (QUANTE AG, 5600 WUPPERTAL, GER) 24 June 1993 (1993-06-24)

D2: PATENT ABSTRACTS OF JAPAN Vol 2003, No. 10, 8 October 2003 (2003-10-08) -& JP 2003 164033 A (YAKAZI CORP, MITSUBISHI MOTORS CORP), 6 June 2003 (2003-06-06)

2 INDEPENDENT CLAIMS 1, 16

2.1 The present application fails to comply with the requirements of PCT Article 33(1) since the subject matter of claims 1 and 16 is not novel within the meaning of PCT Article 33(2) and therefore does not involve an inventive step (PCT Article 33(3)):

Document D1 discloses (the numbers in parentheses refer to this document) a device (figure 1) for laying a cable (30), wherein the said device comprises a guiding means (48) and the cable (30) can be moved towards a contact means (32, 34) using the said guiding means (48) (page 7, last paragraph - page 8, paragraph 1). The method for this purpose in D1 is the same as the one in claim 16.

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3 DEPENDENT CLAIMS 2, 3, 4, 6, 7, 9, 13-18

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Box No. V

Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability;
citations and explanations supporting such statement

Claims 3, 4, 6, 9, 13-18 do not contain any features that, in combination with the features of any other claim to which they refer, fulfil the requirements of the PCT with regard to novelty and inventive step (see D1 and D2).

Claim 8 is unclear since it is technically incomprehensible.

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Box No. VIII Certain observations on the international application

The following observations on the clarity of the claims, description, and drawings or on the question whether the claims are fully supported by the description, are made:

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